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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

**UNICO MECHANICAL CORP, a
California corporation, and ALFRED
CONHAGEN, INC. OF CALIFORNIA, a
California Corporation,**

Plaintiffs,

v.

**KAMALA HARRIS, in her official capacity
as Attorney General for the State of
California; CHRISTINE BAKER, in her
official capacity as the Director of the
California Department of Industrial
Relations; DIANE RAVNIK, in her official
capacity as the Chief of the California
Division of Apprenticeship Standards; and
MATT RODRIQUEZ, in his official
capacity as California Secretary for
Environmental Protection,**

Defendants.

Case No. 2:15-cv-00996-JAM-DB

**STIPULATION AND ORDER
ESTABLISHING BRIEFING SCHEDULE
FOR PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT**

Date:	November 15, 2016
Time:	1:30 p.m.
Courtroom:	6, 14th Floor
Judge:	Hon. John A. Mendez
Trial Date:	None Set
Action Filed:	5/7/2015

1 Pursuant to Local Rule 230, all parties to this case hereby stipulate and request that the
2 Court approve the following briefing schedule for Plaintiffs' motion for summary judgment, filed
3 on September 7, 2016, and set for hearing on November 15, 2016, at 1:30 p.m.:

4 Plaintiffs' motion was filed on September 7, 2016.

5 Defendants' oppositions to the motion and any cross-motions for summary judgment must
6 be served and filed on or before October 11, 2016.

7 Plaintiffs' replies to Defendants' oppositions and Plaintiffs' opposition to any cross-
8 motions must be served and filed on or before November 1, 2016.

9 Defendants' replies in support of any cross-motion must be served and filed on or before
10 November 8, 2016.

11 The Parties stipulate and agree that they met and conferred regarding Plaintiffs' motion on
12 August 25, 2016. The Parties further stipulate and agree that, during the proposed briefing
13 schedule, they will not propound additional discovery.

14 As provided for in Local Rule 230(e), notwithstanding this stipulation, should Defendants
15 file any cross-motions for summary judgment, Plaintiffs reserve their rights to request that the
16 Court modify the briefing schedule and "continue the hearing on the original and all related
17 motions so as to give all parties reasonable opportunity to serve and file oppositions and replies to
18 all pending motions." Plaintiffs will meet and confer with Defendants prior to making such a
19 request.

20 Good cause exists for this briefing schedule because counsel for Defendant State Building
21 and Construction Trades Council of California, AFL-CIO, will be out of the country for several
22 weeks in early September. And counsel for Defendants Harris, Baker, Ravnik, and Rodriguez
23 will be out of the office on family leave for several weeks in early October. Moreover, providing
24 extra time for the parties to incorporate cross-motions into the schedule will reduce the burden on
25 the Court and the parties.

26 Accordingly, the parties request that the Court approve the briefing schedule.

27 IT IS SO STIPULATED.
28

1 Dated: September 7, 2016

2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3 /s/ Jonathan P. Barker (signature used by permission
4 By _____ granted September 7, 2016)

5 RONALD J. HOLLAND

6 ELLEN M. BRONCHETTI

7 JONATHAN P. BARKER

8 *Attorneys for Plaintiffs*

9 *Unico Mechanical Corp. and*

10 *Alfred Conhagen, Inc. of California*

11 Dated: September 7, 2016

12 KAMALA D. HARRIS

13 Attorney General of California

14 MARC A. LEFORESTIER

15 Supervising Deputy Attorney General

16 /s/ John W. Killeen _____

17 JOHN W. KILLEEN

18 Deputy Attorney General

19 *Attorneys for Kamala Harris, Christine*

20 *Baker, Diane Ravnik, and Matt Rodriguez*

21 Dated: September 7, 2016

22 ALTSHULER BERZON LLP

23 /s/ Zoe M. Palitz (used by permission
24 granted September 7, 2016) _____

25 SCOTT A. KRONLAND

26 ZOE M. PALITZ

27 *Attorneys for State Building and*

28 *Construction Trades Council of California,*

AFL-CIO

ORDER

Good cause appearing, it is hereby ORDERED that for Plaintiffs' motion for summary judgment scheduled to be heard on November 15, 2016, at 1:30 p.m.:

Defendants' oppositions to the motion and any cross-motions for summary judgment must be served and filed on or before October 11, 2016.

Plaintiffs' replies to Defendants' oppositions and Plaintiffs' opposition to any cross-motions must be served and filed on or before November 1, 2016.

Defendants' replies in support of any cross-motion must be served and filed on or before November 8, 2016.

As provided for in Local Rule 230(e), notwithstanding this stipulation, should Defendants file any cross-motions for summary judgment, Plaintiffs reserve their rights to request that the Court modify the briefing schedule and "continue the hearing on the original and all related motions so as to give all parties reasonable opportunity to serve and file oppositions and replies to all pending motions." Plaintiffs will meet and confer with Defendants prior to making such a request.

IF DEFENDANTS' FILE A CROSS-MOTION FOR SUMMARY JUDGMENT THE COURT MAY VERY LIKELY CONTINUE THE NOVEMBER 15, 2016 HEARING DATE. OTHERWISE THE STIPULATION IS APPROVED.

IT IS SO ORDERED.

DATED: September 8, 2016

/s/ JOHN A. MENDEZ

THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT JUDGE
EASTERN DISTRICT OF CALIFORNIA

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